IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

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WRIT PETITION NO : 21569 of 1996

Between:

A.M. Somayajulu S/o. A.V. Subrahmanya Shastry, In-charge Principal, Dr.K.V.K. Sanskrit College, Arundalpet, Guntur.

..... PETITIONER

AND

1 State of Andhra Pradesh, rep. by its Secretary, Education Department, Secretariat, Hyderabad.
2 Commissioner of Collegiate Education, Andhra Pradesh Hyderabad.
3 Dr. K.V.K. Sanskrit College, rep. by its Secretary and Correspondent, Arundalpet, Guntur.
4 Sri D. Venkata Ramanaiah, Principal, Veda and Sankrit College, Mulapet, Nellore.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction especially one in the nature of Mandamus: i) declare the impugned Proc. L.Dis.No. 1643/P.C.II-4/96 Dt. 23.08.1996 of the Commissioner of Collegiate Education, Andhra Pradesh, Hyderabad posting the 4th respondent as Principal of the 3rd respondent college as illegal, arbitrary and without jurisdiction and set aside the same; ii) declare that no outsider can be posted as Principal of the 3rd respondent college without considering the petitioners case; iii) compel the respondents to consider the petitioner for promotion as Principal, in the 3rd respondent college with effect from 11.07.1995 the date from which he is holding the post continuing as Principal and grant all consequential benefits.

Counsel for the Petitioner:MR.V.JOGAIAH SARMA

Counsel for the Respondent Nos.1 & 2.: GP FOR HIGHER EDUCATION

Counsel for the Respondent Nos. 3 & 4: None appeared.

The Court made the following :

THE HON'BLE MR JUSTICE C.V.RAMULU

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WRIT PETITION NO : 21569 of 1996

ORDER:

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This writ petition is filed when the petitioner was disturbed from the post of in-charge principal. However, during the pendency of the writ petition, the petitioner was appointed as a regular principal in the year 2001. In view of the same, no further adjudication is necessary in this writ petition. Hence, this writ petition is closed.

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11th March, 2005

Nn.

Copy to:

1. The Secretary, Education Department, State of Andhra

Pradesh, Secretariat,Hyderabad.

2 The Commissioner of Collegiate Education, Andhra Pradesh Hyderabad.

3. The Secretary and Correspondent, Dr.K.V.K. Sankrit College,

Arundalpet, Guntur.

4. Two C.Cs to G.P. for Higher Education, High Court Buildings, High Court of A.P., Hyderabad (O.U.T)

5. Two C.D. copies.